

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 3, 2001**

Holiday.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 4, 2001**

Court convened at 8:30am

Panel 1

Present:

McKinster, Acting P.J.

Ward, J.

Gaut, J.

Kelly Conn, Deputy Clerk

**E017343      Anthony Vasek v. Keenan & Associates et al.**

Merits. Cause called and Anthony G. Vasek, argued as appellant in pro per; Dana T. Cartozian, Deputy Attorney General, argued for respondents, Academic Senate for California Community Colleges et al.; Dennis Walsh, Esq., argued for respondents, Mt. San Jacinto College District et al.; Katherine B. Pene, Esq., argued for respondent, Keenan & Associates; John W. Dierich, Esq., argued for respondents, Sherry Gordon et al.; Michael C. Kellar, Esq., argued for respondent, Riverside County Office of Education; Peter J. Godfrey, Esq., argued for respondent Royce Lapp; Maria C. Roberts argued for Roy Mason by permission of the court. Cause submitted.

Court recessed.

Court reconvened at 9:00am

Panel 1a

Present:

Ramirez, P.J.

Hollenhorst, J.

Ward, J.

Kelly Conn, Deputy Clerk

**E026053      People v. Dane M. Huusfeldt**

Merits. Cause called and Peter B. Clarke, Esq., argued for appellant; Steven T. Oetting, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1b

Present:

Ramirez, P.J.

McKinster, J.

Richli, J.

Kelly Conn, Deputy Clerk

**E025763      People v. Leo Sweeney et al.**

Merits. Cause called and Mark A. Hart, Esq., argued for appellant, Leo Sweeney; Jan Stiglitz, Esq., argued for appellant, Milton Owens; David J. Macher, Esq., argued for appellant, Keith W. Collier; Marilee Marshall, Esq., argued for appellant, Albert Howard; Pat Zaharopoulos, Deputy Attorney General, argued for respondent. Cause submitted.

**E026922      People v. Steven A. Davis**

Merits. Cause called and Marilee Marshall, Esq., argued for appellant; Steven T. Oetting, Deputy Attorney General, argued for respondent. Cause submitted.

**E027589      People v. Henry James Holmes**

Merits. Cause called and the case is taken off calendar due to illness of appellant's counsel.

**E027884      People v. Anthony D. Hammonds**

Merits. Cause called and Mary L. Andonov, Deputy District Attorney, argued for appellant; David P. Elder, Esq., argued for respondent. Cause submitted.

**E028013      People v. Joe Arthur Diaz**

Merits. Cause called and Carmela F. Simoncini, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E029271      People v. Michael Martin Tafoya**

Merits. Cause called and Christine Laicato Bordner, Esq., argued for appellant; Robert B. Brown, Deputy District Attorney, argued for respondent. Cause submitted.

**E027590      People v. Mario Vargas et al.**

Merits. Cause called and no appearance for appellant, Mario Vargas; Jonathan Milberg, Esq., argued for appellant Ignacio B. Sanchez; Pat Zaharopoulos, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1c

Present:

Ramirez, P.J.

McKinster, J.

Gaut, J.

Kelly Conn, Deputy Clerk

**E028609      In re Felicia V. et al., Persons Coming Under the Juvenile Court Law  
Department of Public Social Services v. Felix V.**

Merits. Cause called and Susan Bookout, Esq., argued for appellant; Julie Koons, Esq., argued for respondent, Department of Public Social Services; Richard Pfeiffer, Esq., argued for minors. Cause submitted.

**E027951      People v. Robert O. Robberts**

Merits. Cause called and Manuel Lopez, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E028012      People v. Ira Green**

Merits. Cause called and Eric Robert Larson, Esq., argued for appellant; Holley A. Hoffman, Deputy Attorney General, argued for respondent. Cause submitted.

**E027391      People v. Todd Dewayne Brightmon**

Merits. Cause called and David J. Macher, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E027346      People v. Donald W. Juarez**

Merits. Cause called and Betty A. Haight, Esq., argued for appellant; Steven T. Oetting, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 2

Present:

Hollenhorst, Acting P.J.

Richli, J.

Ward, J.

Steven McElroy, Deputy Clerk

**E027701      People v. Bryan Miller**

Merits. Cause called and Neil F. Auwarter, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E028340      People v. Tiana Marie Adams**

Merits. Cause called and no appearance by Christopher Darden, Esq., for appellant, previously waived; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E028125      People v. Brandin R.**

Merits. Cause called and Jean Ballantine, Esq., argued for appellant; Ilana R. Cohen, Deputy Attorney General, argued for respondent. Cause submitted.

**E027078      People v. Keith A. Olsen**

Merits. Cause called and Wilson Adam Schooley, Esq., argued for appellant; Lilia E. Garcia, Deputy Attorney General, argued for respondent. Cause submitted.

**E027237      People v. Steven M. Sherman**

Merits. Cause called and Thor O. Emblem, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E026136      People v. Robert Bortolon**

Merits. Cause called and Peter B. Clarke, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E027970      People v. Gilbert Rosales**

Merits. Cause called and Sharon G. Wrubel, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

**E028748      In re Katie M., a Person Coming Under the Juvenile Court Law;  
Department of Public Social Services v. John K.**

Appellant's petition for rehearing denied.

**E027675      In re Aaron H., a Person Coming Under the Juvenile Court Law.  
People v. Aaron H.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 5, 2001**

Court convened at 9:00am

Panel 3

Present:

Ramirez, P.J.

Hollenhorst, J.

McKinster, J.

P. D. Garcia, Deputy Clerk

**E027240 Debra Moser v. D.R. Horton, Inc. et al.**

Merits. Cause called and Robert E. Young, Esq., argued for appellant; David K. Schneider, Esq., argued for respondents. Cause submitted.

Court recessed.

Court reconvened.

Panel 3a

Present:

Ramirez, P.J.

McKinster, J.

Ward, J.

P. D. Garcia, Deputy Clerk

**E026961 Desert Healthcare District v. Pacificare, FHP, Inc.**

Merits. Cause called and Carrie S. McLain, Esq., argued for appellant; Alan Diamond, Esq., argued for respondent. Cause submitted.

**E028669 Debra Stull v. Chad Sparrow et al.**

Merits. Cause called and Julian A. Pollok, Esq., argued for appellants; Gena P. Marca, Esq., argued for respondents. Cause submitted.

**E029051 Inline, Inc. et al. v. Apace Moving Systems, Inc. et al.**

Merits. Cause called and Steven Geoffrey Cohn, Esq., argued for appellants; No appearance on behalf of respondents, Apace Moving Systems et al.; John M. Whelan, Esq., argued for respondent, Shurgard Storage Center. Cause submitted.

Court recessed.

Court reconvened.

Panel 3b

Present:

Ramirez, P.J.

Richli, J.

Ward, J.

P. D. Garcia, Deputy Clerk

**E028004      Susie Rudzik v. Loma Linda University Medical Center**

Merits. Cause called and E. Nathan Schilt, Esq., argued for appellant; Michael G. Portner, Esq., argued for respondent. Cause submitted.

**E027959      Robert M. Lybeer v. Mark A. Kerber et al.**

Merits. Cause called and Nicholas B. Spirtos, Esq., argued for appellants; Michael F. Moran, Esq., argued for respondent. Cause submitted.

**E028031      Brian Strough et al. v. Kyle Openshaw et al.**

Merits. Cause called and Michael V. Hesse, Esq., argued for appellants; Laurence Holland Kerckhoff, Esq., argued for respondents. Cause submitted.

**E028233      Peter Fleury v. Bear Mountain Ski Resorts**

Counsel having waived oral argument in the above entitled cause, the calendar date heretofore set is vacated and cause is submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 4

Present:

McKinster, Acting P.J.

Ward, J.

Gaut, J.

Ann Dee Smith, Deputy Clerk

**E023674      James Bilbrey v. Paul Alford**

Merits. Cause called and Richard L. Keller, Esq., appeared for appellant; Paul Alford appeared as respondent in pro per. Respondent having requested that panel member Justice Ward be recused, panel members having agreed and ordered that the

matter taken off calendar until further notice. New panel member to be selected to replace panel member Justice Ward.

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**E027074      So. California Marksman's Assoc. v. Michael P. Dowd et al.**

Merits. Cause called and Gregory Charles Hill, Esq., argued for appellants; Dennis G. Popka, Esq., argued for respondents. Cause submitted.

**E029042      Alan Hasso et al. v. George Kaymaz et al.**

Merits. Cause called and Alan Hasso, argued as appellant in pro per; by permission of the court, Michael Goldware, Esq., allowed to argued for respondents. Association of counsel to be filed within 7 days, associating attorney Michael Goldware with attorney Frank J. Lizarraga. Cause submitted.

Court recessed.

Court reconvened.

Panel 4a

Present:

Hollenhorst, Acting P.J.

McKinster, J.

Gaut, J.

Ann Dee Smith, Deputy Clerk

**E027046      Full Service, Inc. v. Lorna F. Reid**

Merits. Cause called and Lorna F. Reid argued as appellant in pro per; Michael E. Bubman, Esq., argued for respondent. Cause submitted.

**E028392      Gary Bryant v. Murrietta Redevelopment Agency et al.**

Merits. Cause called and Gary Bryant argued as appellant in pro per; John R. Harper, Esq., argued for respondents. Cause submitted.

**E025952      Jose Velazquez v. Metropolitan Water District et al.**

Merits. Cause called and Brian C. Unitt, Esq., argued for appellant; Steven R. Jenson, Esq., argued for respondents, Metropolitan Water District et al.; Richard Hiroshi Nakamura, Esq., argued for respondent, Sedgwick of California, Inc. Cause submitted.

**E029048      Gary Nagel v. Nature's Best**

Merits. Cause called and Gary Nagel argued as appellant in pro per; Graig A. Kegel, Esq., argued for respondent. Cause submitted.

**E029065      Randy Beekman v. Nature's Best\***

Merits. Cause called and Randy Beekman argued as appellant in pro per; Graig A. Kegel, Esq., argued for respondent. Cause submitted.



**\*Consolidated with E029048 for oral argument only.**

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**E027938      People v. Sean Leon Scales**

**Opinion**

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

**E029321      In re Kammie M., a Person Coming Under the Juvenile Court Law  
Department of Public Social Services v. Connie M.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E027004      People v. Joe O'Neal et al.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**E028784      People v. Raul Villalobos**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E028679      In re Brandon R., a Person Coming Under the Juvenile Court Law.  
People v. Brandon R.**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Ward, J.

**E029609      In re Frank L., et al., Persons Coming Under the Juvenile Court Law.  
Department of Children Services v. Yvonne A.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**E027305      Silver Lakes Association v. William Bunch**

**Silver Lakes Association v. R.E.T.D. Services, Inc. et al.**

**Opinion**

Judgment affirmed in part, reversed in part, and remanded with directions.

Richli, J.

We concur: Ramirez, P.J., Ward, J.

**E028175      People v. Randy Moss**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

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**E027995      People v. Theodore Beech Medley**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E028925      People v. Jason Johnston**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Richli, J., Gaut, J.

**E028559      Hiland Ranch Properties et al. v. Willard Osborne et al.**

**Opinion**

Judgment affirmed in part and reversed in part with directions.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 6, 2001**

**E028814      In re Cassandra Y. et al., Persons Coming Under the Juvenile Court Law**

**Department of Public Social Services v. Consuelo V. et al.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E028877      In re Albert C., a Person Coming Under the Juvenile Court Law;  
People v. Albert C.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**E028838      In re Katlin S. et al., Persons Coming Under the Juvenile Court Law;  
Department of Children's Services v. Mark S. et al.**

**Opinion**

Orders affirmed.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 7, 2001**

**E029110      People v. Bervin Darrel Smith**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Richli, J., Gaut, J.

**E027500      People v. Pradith Phasouvor**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E027579      People v. Thinh Cong Le**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**E027884      People v. Anthony D. Hammonds**

**Opinion**

Judgment Reversed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**E027237      People v. Steven M. Sherman**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Richli, J., Ward, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 10, 2001**

**E028148      Robert Bonk v. Virginia Budington**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E028928      People v. Henry Richard Dixon**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Ward, J.

**E027078      People v. Keith A. Olsen**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Richli, J., Ward, J.

**E027362      People v. Clarence Lerond Williams**

**Opinion**

Judgment affirmed.

McKinster, Acting P.J.

We concur: Richli, J., Gaut, J.

**E028392      Gary Bryant v. Murrietta Redevelopment Agency et al.**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Gaut, J.

**E026136      People v. Robert Bortolon**

**Opinion**

Judgment affirmed in part, reversed in part, and remanded with directions .

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E029042      Alan Hasso et al. v. George Kaymaz et al.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: McKinster, Acting P.J., Gaut, J.

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**E028125      In re Brandin R., a Person Coming Under the Juvenile Court Law.  
People v. Brandin R.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E028233      Peter Fleury v. Bear Mountain Ski Resorts**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Richli, J.

**E028340      People v. Tiana Marie Adams**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E028802      People v. Jesse Manuel Coronado**

**Opinion**

Judgment reversed with directions.

**E029885      In re Jesse Coronado on Habeas Corpus**

Petition denied.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E027701      People v. Bryan Miller**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E028031        Brian Strough et al. v. Kyle Openshaw et al.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Richli, J.

**E027970        People v. Gilbert Rosales, Jr.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 11, 2001**

**E025952      Jose Velazquez v. Metropolitan Water District et al.**

**Opinion**

Judgment affirmed in part and reversed in part with directions.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E029065      Randy Beekman v. Nature's Best**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E027074      Southern California Marksman's Association v.  
Michael P. Dowd et al.**

**Opinion**

Judgment dismissed in part and affirmed in part.

McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

**E027046      Full Service, Inc. v. Lorna F. Reid**

**Opinion**

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

**E027590      People v. Mario Vargas et al.**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

**E027951      People v. Robert O. Robberts**

**Opinion**

Judgment affirmed.

Gaut, J.

We concur: Ramirez, P.J., McKinster, J.



**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 12, 2001**

**E028004      Susie Rudzik v. Loma Linda University Medical Center**

**Opinion**

Judgment Reversed.

Richli, J.

We concur: Ramirez, P.J., Ward, J.

**E029271\*      People v. Michael Martin Tafoya**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

\*Certified for Publication

**E028609      In re Felicia V., a Person Coming Under the Juvenile Court Law.  
Department of Public Social Services v. Felix M. V.**

**Opinion**

Judgment Reversed with directions.

McKinster, J.

We concur: Ramirez, P.J., Gaut, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 13, 2001**

**E029255      In re Marcus O., a Person Coming Under the Juvenile Court Law.  
Riverside County Department of Public Social Services v. Roseanna**

**O.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Gaut, J.

**E029048      Gary Nagel v. Nature's Best**

**Opinion**

Judgment reversed with directions.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E025763      People v. Leo Sweeney et al.**

**Opinion**

Judgment reversed and remanded with directions.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**E028013      People v. Joe Arthur Diaz**

**Opinion**

Judgment Reversed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**E026452      People v. Frank L. Garcia**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E029821      Kevin Lohmann v. Steven Shulman et al.**

**Opinion**

Judgment dismissed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 14, 2001**

No minutes for September 14, 2001.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 17, 2001**

**E027571      People v. Richard Robert Moore**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E028456      In re Sarah S., a Person Coming Under the Juvenile Court Law.  
People v. Sarah S.**

**Opinion**

Judgment affirmed with directions.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E029222      In re Blake S., a Person Coming Under the Juvenile Court Law.  
Department of Public Social Services v. Rashiyyah J.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**E027623      People v. Michael A. Rogers**

**Opinion**

Judgment affirmed with modifications.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E028441      People v. Darlene L. Butts**

**Opinion**

Judgment affirmed and remanded with directions.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E028606      People v. Cheryl K. Maartence**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E029161      People v. Manuel Z. Lopez**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 18, 2001**

**E029820      Edward Boseker v. County of Orange et al.**

**Opinion**

Judgment affirmed.

McKinster, Acting P.J.

We concur: Richli, J., Ward, J.

**E027685      People v. Kenon Craig Welch**

**Opinion**

Judgment affirmed in part and remanded with directions.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E028528      People v. Brian James Bartosh**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E028968      People v. Julius Justice**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E027539      People v. Anthony Jesus Villegas**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Gaut, J.

**E028037      People v. Michael L. Mitchell**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E028357      People v. Lance Rodney Oldenburg**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

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**E028227      People v. Joseph A. Hall**

**Opinion**

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Richli, J.

**E027207      People v. Gala Simone Lui**

**Opinion**

Judgment affirmed with directions.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.



**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 19, 2001**

**E027346      People v. Donald W. Juarez**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Gaut, J.

**E029767      Marylin Mansdorf v. Hornberger, Ghazarians & Brewer et al.**

**Opinion**

Judgment affirmed in part and reversed in part.

Gaut, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E029051      Inline, Inc. et al. v. Apace Moving Systems, Inc. et al.**

**Opinion**

Judgment Reversed.

Ramirez, P.J.

We concur: McKinster, J., Ward, J.

**E027675      In re Aaron H., a Person Coming Under the Juvenile Court Law.**

**People v. Aaron H.**

**Opinion**

Petition for rehearing denied.

**E028301      People v. Marcus A. Frisby**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E027959      Robert M. Lybeer v. Mark A. Kerber et al.**

**Opinion**

Judgment affirmed in part, reversed in part.

Ramirez, P.J.

We concur: Richli, J., Ward, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 20, 2001**

**E027391      People v. Todd Dewayne Brightmon**

**Opinion**

Judgment affirmed with modifications.

McKinster, J.

We concur: Ramirez, P.J., Gaut, J.

**E029731      Ivan Carrasco v. City of Garden Grove**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: McKinster, Acting P.J., Richli, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 21, 2001**

No minutes for September 21, 2001.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 24, 2001**

No minutes for September 24, 2001.

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**Court of Appeal**  
**Fourth District, Division 2**  
**Riverside, California**

**Minutes**  
**September 25, 2001**

**E029369      In re Gina Z. et al., Persons Coming Under the Juvenile Court Law;**

**Department of Public Social Services v. Rachel Z.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E028385      Mark R. Tibbitts v. Apple Valley Unified School District et al.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Ward, J.

**E028289      People v. Michael John Morrow**

**Opinion**

Judgment affirmed as modified.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E028064\*      People v. Victor Gaitan**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

\*CERTIFIED FOR PUBLICATION

**E028805      In re Robert R., a Person Coming Under the Juvenile Court Law.**  
**People v. Robert R.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

**E028826      In re Ricardo H., a Person Coming Under the Juvenile Court Law.  
People v. Ricardo H.**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

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**E028686      People v. Donald C. Morris**

**Opinion**

Judgment reversed and remanded with directions.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

**E029024      In re Melvin W., a Person Coming Under the Juvenile Court Law  
People v. Melvin W.**

**Opinion**

Judgment affirmed as modified.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E027803      People v. Michael S. Ramos**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E029752      Nancy Ybarra v. Rockwell International Corporation et al.**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**E027843      People v. Jerome C. Golden**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E028663      In re Zachary V., a Person Coming Under the Juvenile Court Law.  
People  
v. Zachary V. Opinion**

Judgment affirmed with directions.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

**Court of Appeal  
Fourth District, Division 2  
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**E029440      People v. Darrin Lynch**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

**E027240      Debra Moser v. D.R. Horton, Inc. et al.**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**E022341      Gilbert Levy v. Pacificare of California et al.**

**Opinion**

Judgment reversed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**E027970      People v. Gilbert Rosales**

Appellant's petition for rehearing is denied.

**E028967      People v. Douglas C. Nicola**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**E029728      Milton Hughes v. Victor Hardin**

**Opinion**

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E027438      People v. Walter Otha Clark**

**Opinion**

Judgment affirmed.



Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

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**E026968      People v. Rita Meserve et al.**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Gaut, J.

**E028383      L. Avery Cook v. Sunline Services Group et al.**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

**E028907      People v. Michael D. Williams**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Gaut, J.

**E027307      People v. Scott Dwayne Stoner**

**Opinion**

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Gaut, J.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 27, 2001**

**E028706      People v. Jose Luis Garibay**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E029280      People v. Walter A. Macon III**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E028675      People v. Leticia Joanne Beltran**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E029729      Salvador Lopez et ux v. Con-Lee Equipment Rental, Inc. et al**

**Opinion**

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E029489      People v. Ramses Cardenas**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E029429      People v. Jeremy Reyes**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E028393      Debbie Marshall v. San Diego Hospital Association**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, .J., McKinster, J.

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**E029227      People v. John R. Dusi**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

**E029065      Randy Beekman v. Nature's Best**

Petition for rehearing denied.

**E026053      People v. Dane M. Huusfeldt**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Ward, J.

**E029819\*      Alberto Mares et al. v. Robert Baughman et al.**

**Opinion**

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

\*Certified for Publication.

**Court of Appeal  
Fourth District, Division 2  
Riverside, California**

**Minutes  
September 28, 2001**

**E029048 Gary Nagel v. Nature's Best**  
Appellant's petition for rehearing is denied.

**E029132 People v. Fred Fulford**  
**Opinion**  
Judgment affirmed.  
Ramirez, P.J.  
We concur: Ward, J., Gaut, J.

**E027046 Full Service, Inc. v. Lorna F. Reid** **Modification of**  
**Opinion**  
No change in judgment.  
Judgment affirmed.  
Gaut, J.  
We concur: Hollenhorst, Acting P.J., McKinster, J.

**E028012 People v. Ira Green**  
**Opinion**  
Judgment affirmed in part, reversed in part.  
Gaut, J.  
I concur: McKinster, J.  
I dissent: Ramirez, P.J.

**E029033 People v. Tomas Hurtado**  
**Opinion**  
Judgment Reversed with directions.  
Gaut, J.  
We concur: Ramirez, P.J., Ward, J.

**E028893 In re Michael G., a Person Coming Under the Juvenile Court Law.**  
**People v. Michael G.**  
**Opinion**  
Judgment affirmed.  
Gaut, J.  
We concur: Ramirez, P.J., Ward, J.